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DATE FILED: 11/13/2020

November 11, 2020

**MOTION TO ADJOURN  
AND FOR REFERENCE TO MEDIATION**

**VIA ECF**

Chambers of Honorable John G. Koeltl  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

**Re: Francisco Ajcalon Samines v. Hourglass Holdings, Inc.**  
**Case No.: 20 cv 5405 (JGK)**

Dear Judge Koeltl,

We are counsel to the plaintiff. We write jointly with defendants, pursuant to the court's Individual Practices, Sec. I (A) and (E), to request reference of this case to the Southern District early mediation program for FLSA cases. We conferred with defense counsel and it is our experience that this type of case may benefit from the informal exchange of information (payroll records, etc.), and early settlement negotiations. We ask the court to consider allowing the parties approximately ninety (90) days to complete mediation.

There is an initial pretrial conference scheduled on November 16<sup>th</sup> which we ask the court to adjourn while the parties attempt settlement, and we ask the court to require the parties to file a status report upon completion of mediation. This is the parties' first request for an adjournment. No pending deadlines will be affected.

We thank you for your consideration of this matter.

Respectfully,

/s/ Peter Hans Cooper

Peter H. Cooper

cc: Justin S. Weitzman, Esq. (Via ECF)

1. The 11/16/20 conference is canceled.  
2. The case is referred to the mediation panel and stayed.  
3. The parties should report on the status of the case within 7 days after completion of mediation. SO ORDERED BY 6/6/20/4-S.D.-5. 11/12/20